

**In the court of Sunil Kumar – III,
Dist. & Addl. Sessions Judge – VI, Danapur**

BP No. 345/26

(Maner P.S. Case No. 224/2025)

Date of order 17th June, 2026

Binay Kumar @ Binay Kumar Yadav, s/o- Jaleshwar Ray
r/o village- Sherpur Chakia Tola, PO- Sherpur, PS- Maner, District- Patna

.....**Accused-Petitioner.**

V/s

The State of Bihar.....Opposite Party/Prosecution.

17-06-2026

Present:

Ld. Counsel Shri Niraj Kumar Painali, Advocate, for the applicant accused.

Ld. Counsel Shri Chandra Kant, Advocate, for the informant.

Md. Kalam Ansari, Ld. Addl. PP for the State.

ORDER

1. This regular bail petition, filed on behalf of accused-petitioner, namely, **Binay Kumar @ Binay Kumar Yadav** who is in judicial custody since 30.01.2026 connection with Maner P.S. Case No. 224/2025, lodged U/S- 115(2), 126(2), 118, 109, 329(3), 352, 351(2), 3(5) BNS.

2. The applicant accused submitted that he has falsely been implicated in this case. He has further submitted that no previous bail applications have filed before this court or before the Hon'ble court and applicant accused bears no criminal antecedent. It is further submitted that the he filed anticipatory bail application vide ABP 1050/25 which was rejected and thereafter he move to the Hon'ble court for seeking his anticipatory bail in Cr. Mics. No. 71430/25 where his bail application was also rejected. The Ld. Counsel further submitted that he rotten in judicial custody since 30.01.2026 and he has not committed any offense and he falsely been implicated in this case. He further submitted that informant is the own uncle of the applicant accused and applicant accused is living separately. He further submitted that the co-accused Jaleshwar Rai who is the father of the applicant accused herein, who instituted a compliant case No. 2825 of 2025 which was forwarded u/s 175(3) BNSs for the proper registration of case with the police station. He further submitted that the applicant accused is student of Gurudev Para Medical College, Patna and this case nothing but lodged against him due to previous enmity and dirty politics. The applicant accused is man of means and he is ready to furnish sound surety.

3. During the course of hearing, the trial court record was called. On perusal of the

**In the court of Sunil Kumar – III,
Dist. & Addl. Sessions Judge – VI, Danapur**

BP No. 345/26

(Maner P.S. Case No. 224/2025)

Date of order 17th June, 2026

record, it appears that this case is registered on the basis of an application of the informant Vishun Rai wherein he stated that on 26.03.2026 at about 06:00 AM, the accused persons Jaleshwar Rai, Binay Kumar, Lakshman Rai, Police Rai, Vinod Rai having sticks, iron rods and sharp edged knives entered into his house and started beating mercilessly to his elder son Sonu Kumar and meanwhile Binay Rai stabbed two times with the knives in the stomach of his son by which he sustained injuries and remained unconscious and fell down and when his another son Dhiraj Kumar reached there and tried to save Sonu Kumar, he was also assaulted and sustained injury with knife on his hand. Thereafter, on hearing a screaming voice of the injured persons and the commotion, the accused persons left the spot but they extended threat to kill the son of the informant. Informant further submitted that prior to the said occurrence the accused persons committed occurrence of marpit on 25.03.2025.

4. The learned Addl. P. P. for the State opposed the bail.

5. During the course of hearing, the trial court record as well as the case diary was called. On perusal of the record it further appears that during the course of investigation, Investigating Officer (IO) recorded the statement of the witness Vishun Rai in para No. 3 of the case diary wherein, he supported the allegation of FIR. IO also recorded the statement of the witnesses Shakshi Sharma who also supported the allegation of FIR of the informant wherein she stated that the both son of the informant were injured. IO also recorded the statement of the injured Sonu Kumar in PMCH as shown in para No. 15 of the case diary and he stated that Binay Kumar stabbed two times with knife in his stomach by which he sustained injuries. In para No. 11, IO also recorded the injured Dhiraj Kumar wherein he also stated that when he tried to rescue his brother Sonu Kumar who was stabbed two times with knife by the applicant accuse Binay Kumar and then he was also assaulted with knife by the applicant accused Binay Kumar and he stopped the said attack of the assault of knife from his hand resulting with his hand became injured and his treatment was done at PHC and then he was referred to PMCH. IO also recorded the statement of Veena Devi who also supported the allegation of specific assault against the applicant accused Binay Kumar regarding as he allegedly stabbing two times with knife and the witness Raju Kumar also in para No. 13 also supported the said allegation. In para No. 19 of the case diary shows that the injured Sonu Kumar sustained grievous injury. In para No. 59 of the case diary shows that the applicant

**In the court of Sunil Kumar – III,
Dist. & Addl. Sessions Judge – VI, Danapur**

BP No. 345/26

(Maner P.S. Case No. 224/2025)

Date of order 17th June, 2026

accused surrendered on 30.01.2026 and since then he is in judicial custody and thereafter, in para No. 62 it is shown that the IO submitted chargesheet against the co-accused Lalan Kumar and kept the investigation pending against other accused persons including applicant accused. In para No. 65 of the case diary IO submitted the supplementary chargesheet against the applicant accused also for the offense u/s 126(2), 115(2), 118, 109, 329(3), 352, 351(2), 3(5) BNS. The supplementary injury report of the injured Sonu Kumar shown that he sustained grievous injury. The statement of the witnesses, injury reports and the story of the prosecution shows that there is specific & direct allegation of stabbing two times with the knife against the applicant accused by which the injured Sonu Kumar sustained grievous injury on his stomach and when his younger brother Dhiraj Kumar tried to rescue him, he was also assaulted. The supplementary injury report also corroborated the story of the prosecution.

Considering the specific allegation as disclosed by the eye witnesses as well as the injured person of the alleged occurrence that the applicant accused stabbed twice with a knife in the stomach of the injured Sonu Kumar who is the son of the informant prima facie shows his intention to kill him and moreover, the police submitted the chargesheet for the offense of attempt to murder along with other offenses against the applicant accused.

Considering the facts and circumstances and the gravity of the offence, this court is not inclined to enlarge the applicant accused on bail and this bail application is hereby **dismissed**. Let the copy of the order along with trial court record be sent to the court concerned.

(Dictated)

Sd/-

Sunil Kumar - III,
DASJ – VI, Danapur
17.06.2026